Case: 04-20192 Document: 0051170212 Page: 1 Date Filed: 08/03/2005

United States Court of Appeals

FIFTH CIRCUIT OFFICE OF THE CLERK

CHARLES R. FULBRUGE III CLERK TEL. 504-310-7700 600 CAMP STREET NEW ORLEANS, LA 70130

August 3, 2005

Mr Michael N Milby, Clerk Southern District of Texas, Houston United States District Court Room 1217 515 Rusk Avenue Houston, TX 77002

No. 04-20192 USA v. Smith USDC No. H-03-CR-292-1

Dear Mr Milby:

We are enclosing a certified copy of an opinion-order on remand from the United States Supreme Court. This opinion is issued as the mandate.

Sincerely,

CHARLES R. FULBRUGE III, Clerk

By: Joseph Armato, Deputy Clerk

Enclosure

cc: Honorable Lynn N Hughes Ms Marjorie A Meyers

Mr H Michael Sokolow Mr Tony Ray Roberts Mr James Lee Turner